

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: *RICHARD P. MODELSKI and MICHAEL J. CRAREN*

Application No. 09/741,857
Technology Center 2400

Mailed: December 2, 2009

Before Deborah L. Perry, Supervisory Paralegal Specialist, Review Team.

ORDER VACATING RETURN TO EXAMINER

On October 22, 2009, an Order Returning Undocketed Appeal to Examiner was mailed, stating that Appeal Brief, Grounds of Rejections are not consistent. However, a further review of the file has determined that the Order Returning Undocketed Appeal was mailed in error.

Accordingly, it is **ORDERED** that the Order Returning Undocketed Appeal to Examiner mailed October 22, 2009, is herein vacated.

The application will be assigned an Appeal No. and will be assigned to a merit panel in due course.

Application No. 09/741,857

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DLP

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